



DEPARTMENT OF THE NAVY  
BOARD FOR CORRECTION OF NAVAL RECORDS  
2 NAVY ANNEX  
WASHINGTON DC 20370-5100

TRG  
Docket No: 6364-01  
12 December 2001

[REDACTED]

Dear [REDACTED]

This is in reference to your application for correction of your naval record pursuant to the provisions of Title 10 of the United States Code section 1552.

A three-member panel of the Board for Correction of Naval Records, sitting in executive session, considered your application on 11 December 2001. Your allegations of error and injustice were reviewed in accordance with administrative regulations and procedures applicable to the proceedings of this Board. Documentary material considered by the Board consisted of your application, together with all material submitted in support thereof, your naval record and applicable statutes, regulations and policies.

After careful and conscientious consideration of the entire record, the Board found that the evidence submitted was insufficient to establish the existence of probable material error or injustice.

You enlisted in the Navy on 19 October 1971 at age 19. During 1972 you received nonjudicial punishment on two occasions and were convicted by a special court-martial. Your offenses were five periods of unauthorized absence totaling about 31 days. You then made a deployment to Southeast Asia onboard the USS HOLLISTER (DD 788) and on 1 September 1972 you were awarded the Combat Action Ribbon.

A special court-martial convened on 1 November 1973 and convicted you of the theft of 158 pounds of meat from your ship and three periods of unauthorized absence totaling about 17 days. The sentence of the court included a reduction in rate to SR (E-1) and confinement at hard labor for two months. You were restored to duty from confinement on 21 December 1973. During the period from 21 January to 7 April 1974 you were an unauthorized absentee on four occasions totaling about 26 days.

Based on the foregoing record, you were processed for an

administrative discharge. In connection with this processing, you elected to waive your right to have your case heard by an administrative discharge board in exchange for a recommendation for a general discharge. On 23 April 1974 the commanding officer recommended a general discharge by reason of unfitness. After review by the discharge authority, this recommendation was approved. You received the general discharge on 26 April 1974.

In its review of your application the Board carefully weighed all potentially mitigating factors, such as your youth and contention, in effect, that you have been a good citizen for many years. You are also requesting that your rank be restored to you and that you be issued the medals to which you are entitled. The Board found that these factors and contentions were not sufficient to warrant recharacterization of your general discharge given your extensive disciplinary record. The Board believed that you were fortunate to have a general discharge since a discharge under other than honorable conditions was authorized. The Board concluded that the general discharge was proper as issued and no change is warranted.

The Board noted that you were reduced in rate to pay grade E-1 by a court-martial. Given the nature of the offenses of which you were convicted, the Board believed that you were fortunate not to have received a bad conduct discharge, and a sentence which included a reduction in rate was certainly not too severe. As indicated in the enclosure, on 21 September 1988, the Navy Liaison Office at the National Personnel Records Center forwarded you all of the awards to which you are entitled. Therefore, action by the Board on this issue is not necessary. Any future correspondence on this matter should be addressed to the Navy Liaison Office.

Accordingly, your application has been denied. The names and votes of the members of the panel will be furnished upon request.

It is regretted that the circumstances of your case are such that favorable action cannot be taken. You are entitled to have the Board reconsider its decision upon submission of new and material evidence or other matter not previously considered by the Board. In this regard, it is important to keep in mind that a presumption of regularity attaches to all official records. Consequently, when applying for a correction of an official naval

record, the burden is on the applicant to demonstrate the existence of probable material error or injustice.

Sincerely,

W. DEAN PFEIFFER  
Executive Director

Enclosure

<b>TRANSMITTAL OF AND/OR ENTITLEMENT TO AWARDS</b>	DATE <i>21 Sep 88</i>
NAME [REDACTED]	SERVICE NO./SSN [REDACTED]
BRANCH OF SERVICE <i>NAVY</i>	
REFERRED BY [REDACTED]	

- A REVIEW OF YOUR PERSONNEL RECORD AND THE RECORDS OF THE AWARDS BOARD INDICATES THAT YOU ARE ELIGIBLE FOR THE FOLLOWING AWARDS.
- THE FOLLOWING AWARDS AUTHORIZED FOR ISSUANCE ARE ENCLOSED.

<input type="checkbox"/>	NAVY CROSS	<input checked="" type="checkbox"/>	VIETNAM SERVICE MEDAL <i>w/ 1 Bronze Star</i>
<input type="checkbox"/>	DISTINGUISHED SERVICE MEDAL		HUMANITARIAN SERVICE MEDAL
<input type="checkbox"/>	SILVER STAR MEDAL		RESERVE MEDAL, ARMED FORCES NAVY
<input type="checkbox"/>	LEGION OF MERIT		UNITED NATIONS SERVICE MEDAL
<input type="checkbox"/>	DISTINGUISHED FLYING CROSS		NAVY EXPERT RIFLE MEDAL
<input type="checkbox"/>	NAVY/MARINE CORPS MEDAL		COAST GUARD EXPERT RIFLEMAN MEDAL
<input type="checkbox"/>	BRONZE STAR MEDAL		NAVY EXPERT PISTOL MEDAL
<input type="checkbox"/>	PURPLE HEART MEDAL		COAST GUARD EXPERT PISTOL SHOT MEDAL
<input type="checkbox"/>	AIR MEDAL		USCG COMMANDANT'S LTR OF COMMENDATION RIBBON BAR
<input type="checkbox"/>	COMMENDATION MEDAL, NAVY USCG	<input checked="" type="checkbox"/>	COMBAT ACTION RIBBON
<input type="checkbox"/>	ACHIEVEMENT MEDAL, NAVY USCG		PRESIDENTIAL UNIT COMMENDATION RIBBON
<input type="checkbox"/>	GOOD CONDUCT MEDAL: NAVY USMC USCG	<input checked="" type="checkbox"/>	NAVY, USCG UNIT COMMENDATION RIBBON BAR
<input type="checkbox"/>	COAST GUARD RESERVE GOOD CONDUCT MEDAL		MERITORIOUS UNIT COMMENDATION RIBBON
<input type="checkbox"/>	NAVAL RESERVE MERITORIOUS SERVICE MEDAL		USCG MERITORIOUS UNIT COMMENDATION
<input type="checkbox"/>	ORGANIZED MARINE CORPS RESERVE MEDAL		NAVY "E" RIBBON
<input type="checkbox"/>	EXPEDITIONARY MEDAL, NAVAL USMC		SEA SERVICE DEPLOYMENT RIBBON
<input type="checkbox"/>	AMERICAN DEFENSE SERVICE MEDAL, W/ CLASP		MARINE CORPS RESERVE RIBBON
<input type="checkbox"/>	AMERICAN CAMPAIGN MEDAL		<i>ISSUED</i> FOREIGN AWARDS: (SEE NOTE BELOW)
<input type="checkbox"/>	ASIATIC PACIFIC CAMPAIGN MEDAL		
<input type="checkbox"/>	EUROPEAN-AFRICAN-MIDDLE EASTERN CAMPAIGN MEDAL		
<input type="checkbox"/>	WORLD WAR II VICTORY MEDAL		PHILIPPINE DEFENSE/LIBERATION/INDEPENDENCE RIBBON
<input type="checkbox"/>	MEDAL FOR HUMANE ACTION		PHILIPPINE/REPUBLIC OF KOREA/VIETNAM PRESIDENTIAL UNIT CITATION
<input type="checkbox"/>	NAVY OCCUPATION SERVICE MEDAL, W/ CLASP		REPUBLIC OF VIETNAM MERITORIOUS UNIT CITATION (GALLANTRY CROSS MEDAL COLOR WITH PALM)
<input checked="" type="checkbox"/>	CHINA SERVICE MEDAL (EXTENDED)		REPUBLIC OF VIETNAM MERITORIOUS UNIT CITATION (CIVIL ACTIONS MEDAL, FIRST CLASS COLOR W/PALM)
<input checked="" type="checkbox"/>	NATIONAL DEFENSE SERVICE MEDAL		REPUBLIC OF VIETNAM CAMPAIGN MEDAL <i>w/ 1960-</i>
<input type="checkbox"/>	KOREAN SERVICE MEDAL		
<input type="checkbox"/>	ANTARCTICA SERVICE MEDAL	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	COAST GUARD ARTIC SERVICE MEDAL		
<input type="checkbox"/>	ARMED FORCES EXPEDITIONARY MEDAL		

*Stars and*  
NOTE: FOREIGN DECORATIONS ARE NOT STOCKED BY THE DEPARTMENT OF THE NAVY AND ARE NOT AVAILABLE FOR *issue*  
*or* REPLACEMENT. IF REPLACEMENT IS DESIRED, IT IS RECOMMENDED THAT YOU CONTACT YOUR NEAREST CIVILIAN MILITARY SUPPLY STORE FOR ASSISTANCE.

- AWARDS THAT HAVE BEEN PREVIOUSLY ISSUED ARE INDICATED BY AN ASTERISK.
- AWARDS CIRCLED ARE TEMPORARILY OUT OF STOCK. THEY WILL BE FORWARDED TO YOU AS SOON AS THEY ARE AVAILABLE. NO ADDITIONAL ACTION BY YOU WILL BE REQUIRED TO RECEIVE THESE AWARDS.

*R*

NAVY LIAISON OFFICE, ROOM 3475  
NATIONAL PERSONNEL RECORDS CENTER  
9700 PAGE BLVD  
ST LOUIS, MO 63132